

S.B.Civil Writ Petition No.4182/2007

Digvijay Singh.

vs.

State of Raj. and others.

Date : 16.7.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.MS Purohit, for the petitioner

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Heard learned counsel for the petitioner.

The petitioner submits that he is also member of Bhartiya Janta Party. He has submitted complaint against Shrigopal Agarwal to whom the State is appointing as Chairman of the Urban Improvement Trust, Bikaner. The foundation of the petitioner's submission is the news item published in the newspaper.

According to learned counsel for the petitioner, there is a dispute with respect to the immovable property as one land was allotted to said Shrigopal and that allotment was challenged by filing writ petition before this Court. In that writ petition, the allotment of land in favour of Shrigopal was set aside by the High Court and against that judgment, the appeal is

pending before the Division Bench of this Court.

Learned counsel for the petitioner submitted that in such situation that there are monetary interests in conflict with the UIT, Bikaner, then the person having monetary interest in that land cannot be appointed as Chairman of the same Trust.

Learned counsel for the petitioner submits that by now the order has been issued appointing Shrigopal to be Chairman of UIT, Bikaner.

I considered the submissions of learned counsel for the petitioner.

The petitioner has not placed on record the copy of appointment order of said Shrigopal as Chairman of UIT, Bikaner, therefore, the writ petition which has been filed restraining the State Government from appointing Shrigopal as Chairman has become infructuous.

Consequently, this writ petition is dismissed. However, the petitioner shall be at liberty to challenge the appointment of Shrigopal as Chairman, UIT, Bikaner, if law permits.

(PRAKASH TATIA), J.

S.Phophaliya